

workers at the subject firm in Midland, Texas.

The initial petition filed with the Department on behalf of workers of Buckeye, Incorporated was denied on February 9, 1999, based on the finding that the workers in Midland, Texas provided transportation services and did not produce an article in accordance with the worker group eligibility requirements of criterion (3) of Section 222 of the Trade Act of 1974, as amended. The notice was published in the **Federal Register** on April 6, 1999 (64 FR 16752).

One of the petitioners requested administration reconsideration of the Department's negative determination applicable to workers of Buckeye, Incorporated. The petitioner did not present any new substantial information which would bear importantly on the Department's determination, and the application was dismissed on March 16, 1999. The dismissal notice was published in the **Federal Register** on March 30, 1999 (64 FR 15174).

The Department just recently received a copy of the petitioner's April 14, 1999 request for judicial review filed with the U.S. Court of International Trade (USCIT), *Buckeye v. Herman*, Court No. 99-04-00222, regarding the Department's denial of eligibility for workers of Buckeye, Incorporated, Midland, Texas to apply for TAA.

New information submitted to the USCIT by the Buckeye petitioner, which was not shared with the Department at the time of the petitioners request for administrative reconsideration, provides a description of the work performed by the drilling fluid technicians of the subject firm. Based on this new information the Department reopened the investigation.

New findings on reopening show that while the initial petition investigation found that workers of Buckeye, Incorporated, Midland, Texas, were preliminary truck drivers providing transport services, other workers were swambers (delivery assistants), as well as drilling fluid technicians that provided services for unaffiliated crude oil producers at the well sites. This new information shows that drilling fluid technicians are engaged in employment related to the production of crude oil for unaffiliated firms. Since the truck drivers and swambers are providing support services for the drilling fluid technicians of Buckeye, Incorporated, they can do also be considered providing support services related to the production workers of the subject firm.

Sales and employment at the subject firm declined from 1997 to 1998.

The investigation disclosed that customers of Buckeye, Incorporated, Midland, Texas, were major crude oil producers who market their oil through the normal distribution channels. Workers of firms engaged in employment related to the production of crude oil have been impacted by the high penetration of imports in this market. U.S. imports of crude oil increased absolutely and relative domestic shipments from 1996 to 1997 and in January-October 1998 compared with the same 1997 time period. The ratio of imports to domestic shipments for crude oil is over 100% from 1997 through October 1998.

Conclusion

After careful consideration of the new facts obtained on reopening, it is concluded that increased imports of articles like or directly competitive with crude oil contributed importantly to the decline in sales and to the total or partial separation of workers at the subject firm. In accordance with the provisions of the Trade Act of 1974, I make the following revised determinations on reopening:

All workers of Buckeye, Incorporated, Midland, Texas, who became totally or partially separated from employment on or after January 8, 1998, are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

Signed at Washington, D.C. this 18th day of May 1999.

Grant D. Beale,

Acting Director, Office of Trade Adjustment Assistance.

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DEPARTMENT OF LABOR

Employment and Training Administration

[TA-W-35,759]

Capco, Inc.; Coquille, OR; Termination of Investigation

Pursuant to Section 221 of the Trade Act of 1974, an investigation was initiated on March 8, 1999, in response to a petition filed on behalf of workers at Capco, Inc., Coquille, Oregon.

The company official submitting the petition has requested that the petition be withdrawn. Consequently, further investigation in this case would serve no purpose, and the investigation has been terminated.

Signed in Washington, D.C., this 5th day of May, 1999.

Grant D. Beale,

Acting Director, Office of Trade Adjustment Assistance.

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DEPARTMENT OF LABOR

Employment and Training Administration

Investigations Regarding Certifications of Eligibility to Apply for Worker Adjustment Assistance

Petitions have been filed with the Secretary of Labor under Section 221(a) of the Trade Act of 1974 ("the Act") and are identified in the Appendix to this notice. Upon receipt of these petitions, the Acting Director of the Office of Trade Adjustment Assistance, Employment and Training Administration, has instituted investigations pursuant to Section 221(a) of the Act.

The purpose of each of the investigations is to determine whether the workers are eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act. The investigations will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved.

The petitioners or any other persons showing a substantial interest in the subject matter of the investigations may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than June 7, 1999.

Interested persons are invited to submit written comments regarding the subject matter of the investigations to the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than June 7, 1999.

The petitions filed in this case are available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Employment and Training Administration, U.S. Department of Labor, 200 Constitution Avenue, N.W., Washington, D.C. 20210.

Signed at Washington, D.C. this 3rd day of May, 1999.

Grant D. Beale,

Acting Director, Office of Trade Adjustment Assistance.